

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

| | | |
|--|---|-----------------------------------|
| ELSMERE PARK CLUB, L.P., a Delaware limited partnership, | : | |
| | : | |
| Plaintiff, | : | Civil Action No. 04-1321 |
| | : | |
| v. | : | <u>JURY TRIAL DEMANDED</u> |
| | : | |
| TOWN OF ELSMERE, a Delaware municipal corporation, ELLIS BLOMQUIST, EUGENE BONEKER, and JOHN GILES, | : | |
| | : | |
| Defendants. | : | |

RE-NOTICE OF DEPOSITION

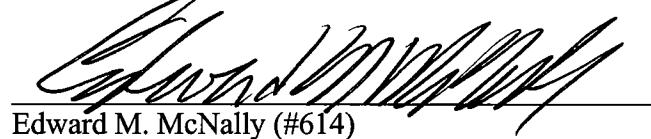
TO: David S. Eagle, Esquire
Klehr, Harrison, Harvey,
Branzburg & Ellers LLP
919 Market Street, Suite 1000
Wilmington, DE 19801-3062

PLEASE TAKE NOTICE that Defendants, Town of Elsmere, Ellis Blomquist, Eugene Boneker and John Giles, through their undersigned counsel, will, pursuant to Federal Rules of Civil Procedure 30 and 45, take the deposition upon oral examination of the following individual at the offices of Morris, James, Hitchens & Williams LLP, 222 Delaware Avenue, 10th Floor, Wilmington, Delaware 19801, on the date and time listed below or at any alternative times as the parties and counsel shall agree, and will continue day to day until completed:

David Wilk September 22, 2005 10:00 a.m.

The depositions will be transcribed by a certified court reporter. You are invited to attend and participate in accordance with law.

MORRIS, JAMES, HITCHENS & WILLIAMS LLP



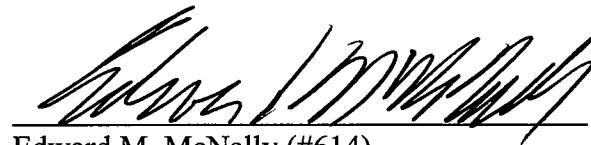
Edward M. McNally (#614)
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lgilchrist@morrisjames.com
Attorneys for Defendants Town of Elsmere,
Ellis Blomquist and Eugene Boneker

Dated: September 14, 2005

CERTIFICATE OF SERVICE

I hereby certify that on September 14, 2005, I electronically filed the foregoing Re-Notice of Deposition of David Wilk with the Clerk of Court using CM/ECF, which will send notification of such filing to the following:

David S. Eagle, Esquire
Klehr, Harrison, Harvey,
Branzburg & Ellers LLP
919 Market Street, Suite 1000
Wilmington, DE 19801
Attorneys for Plaintiff Elsmere Park Club, L.P.



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Attorneys for Defendants Town of Elsmere,
Ellis Blomquist and Eugene Boneker

Dated: September 14, 2005